

# HOUSE BILL 160

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By: ~~Delegates Lafferty, Aumann, Boteler, Cardin, Cluster, DeBoy, Frank, Kach, Morhaim, Stein, and Weir~~ **Baltimore County Delegation**

Introduced and read first time: January 26, 2011

Assigned to: Ways and Means

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 25, 2011

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Baltimore County Public Schools – Funding Accountability and**  
3 **Transparency Act**

4 FOR the purpose of requiring the Baltimore County Board of Education to develop and  
5 operate a certain Web site that includes certain information about certain  
6 payments; specifying certain parameters of the Web site; defining certain terms;  
7 and generally relating to the development and operation of a searchable Web  
8 site by the Baltimore County Board of Education.

9 BY adding to  
10 Article – Education  
11 Section 5–117  
12 Annotated Code of Maryland  
13 (2008 Replacement Volume and 2010 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article – Education**

17 **5–117.**

18 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE**  
19 **MEANINGS INDICATED.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1           (2) (I) “PAYEE” MEANS ANY PARTY WHO RECEIVES FROM THE  
2 BALTIMORE COUNTY BOARD OF EDUCATION AN AGGREGATE PAYMENT OF  
3 \$25,000 IN A FISCAL YEAR.

4                   (II) “PAYEE” DOES NOT INCLUDE:

5                           1. A BALTIMORE COUNTY PUBLIC SCHOOL  
6 EMPLOYEE WITH RESPECT TO THE EMPLOYEE’S COMPENSATION; ~~OR~~

7                           2. A BALTIMORE COUNTY PUBLIC SCHOOL RETIREE  
8 WITH RESPECT TO THE RETIREE’S RETIREMENT ALLOWANCE; OR

9                           3. A THIRD PARTY PAYEE THAT ACCEPTS EMPLOYEE  
10 PAYROLL-RELATED PAYMENTS INCLUDING:

11                                   A. RECURRING PAYMENTS FOR PAYROLL TAXES;

12                                   B. EMPLOYEE PAYROLL DEDUCTIONS; AND

13                                   C. INVESTMENT-RELATED ACTIVITIES RELATING TO  
14 FUND BALANCES.

15           (3) “SEARCHABLE WEB SITE” MEANS A WEB SITE CREATED IN  
16 ACCORDANCE WITH THIS SECTION THAT DISPLAYS AND SEARCHES PAYMENT  
17 DATA OF THE BALTIMORE COUNTY BOARD OF EDUCATION.

18           (B) ON OR BEFORE JANUARY 1, 2013, THE BALTIMORE COUNTY BOARD  
19 OF EDUCATION SHALL DEVELOP AND OPERATE A SINGLE SEARCHABLE WEB  
20 SITE ACCESSIBLE TO THE PUBLIC AT NO COST THROUGH THE INTERNET.

21           (C) THE SEARCHABLE WEB SITE SHALL CONTAIN BALTIMORE COUNTY  
22 BOARD OF EDUCATION PAYMENT DATA INCLUDING:

23                   (1) THE NAME OF A PAYEE RECEIVING A PAYMENT;

24                   (2) THE LOCATION OF A PAYEE BY ZIP CODE; ~~AND~~

25                   (3) THE AMOUNT OF A PAYMENT MADE TO THE PAYEE DURING  
26 THE APPLICABLE FISCAL YEAR;

27                   (4) THE PURPOSE FOR THE PAYMENT; AND

28                   (5) WHETHER THE PAYEE IS A MINORITY BUSINESS ENTERPRISE.

1           **(D) THE SEARCHABLE WEB SITE SHALL ALLOW THE USER TO:**

2                   **(1) SEARCH DATA FOR FISCAL YEAR 2012 AND EACH YEAR**  
3 **THEREAFTER; AND**

4                   **(2) SEARCH BY THE FOLLOWING DATA FIELDS:**

5                           **(I) A PAYEE RECEIVING A PAYMENT; AND**

6                           **(II) THE ZIP CODE OF A PAYEE RECEIVING A PAYMENT.**

7           **(E) THIS SECTION MAY NOT BE CONSTRUED TO REQUIRE THE**  
8 **DISCLOSURE OF INFORMATION THAT IS CONFIDENTIAL UNDER FEDERAL,**  
9 **STATE, OR LOCAL LAW.**

10           **(F) THIS SECTION SHALL BE KNOWN AND MAY BE CITED AS THE**  
11 **“BALTIMORE COUNTY PUBLIC SCHOOLS FUNDING ACCOUNTABILITY AND**  
12 **TRANSPARENCY ACT”.**

13           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
14 July 1, 2011.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.